

*United States Court of Appeals
for the Second Circuit*



**APPELLANT'S
REPLY BRIEF**

ORIGINAL
75-1040

Docket No. 75-1040

75-1040

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PMS

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

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UNITED STATES OF AMERICA, :
:
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- against - :
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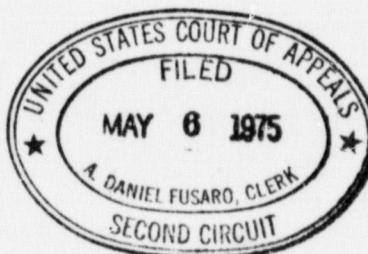
CHARLES HODGES, DANIEL JORDANO, :
ANDREW JORDAN, a/k/a Andrew Jordano, :
and ANTHONY MUFFUCCI, :
:
:

Defendants-Appellants. :
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REPLY BRIEF FOR DEFENDANTS-APPELLANTS ANDREW JORDAN,
a/k/a Andrew Jordano, and ANTHONY MUFFUCCI,

RICHARD S. SCANLAN,
Attorney for Anthony Muffucci

BENJAMIN J. GOLUB,
Attorney for Andrew Jordan



RICHARD S. SCANLAN
ATTORNEY AT LAW
THE BAR BUILDING
199 MAIN STREET
WHITE PLAINS, N. Y. 10601

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UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

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UNITED STATES OF AMERICA,

:
- against -

CHARLES HODGES, DANIEL JORDANO,
ANDREW JORDAN, a/k/a Andrew Jordano,
and ANTHONY MUFFUCCI,

Docket No. 75-1040

:
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REPLY BRIEF FOR DEFENDANTS-APPELLANTS ANDREW JORDAN,
a/k/a Andrew Jordano, and ANTHONY MUFFUCCI,

Pursuant to Rule 28(i) of the Federal Rules of Appellate Procedure, Appellants Andrew Jordan and Anthony Muffucci respectfully join and adopt by reference all arguments raised on behalf of their co-Appellant Daniel Jordan insofar as they are applicable to them and not inconsistent with the arguments raised in their respective briefs.

The Appellee, United States of America, in its brief, tends to mislead this Court when it mentions that neither of Appellants failed to object to matters in the Trial Court below. Although it does not appear in the transcript, the Trial Court below set the ground rules at the outset of the trial that only one counsel shall object and that objection

was to be preserved for all. The Trial Court enforced a similar rule with respect to duplicative questions (T, 33, 539).

Dated: White Plains, New York
May 2, 1975

Respectfully submitted,

RICHARD S. SCANLAN
Attorney for Anthony Muffucci

BENJAMIN J. GOLUB,
Attorney for Andrew Jordon

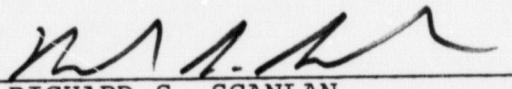
STATE OF NEW YORK)
:ss.:
COUNTY OF WESTCHESTER)

RICHARD S. SCANLAN respectfully states as follows:

1. I am an attorney at law duly admitted to practice before the Bar of the State of New York, and am duly admitted to practice before the United States Court of Appeals for the Second Circuit, and make this affirmation under the penalties of perjury and pursuant to C.P.L.R. Rule 2106.

2. On May 3, 1975 your affiant served by mail true copies of this reply brief upon PAUL J. CURRAN, United States Attorney, at 1 Andrew's Place, New York, New York 10007, the attorney for the Appellee, and upon JAMES N. LA ROSSA, 522 Fifth Avenue, New York, New York 10036, the attorney for Appellant Daniel Jordano, by depositing a true copy of the same enclosed in a post-paid properly addressed wrapper in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.

Dated: White Plains, New York
May 3, 1975


RICHARD S. SCANLAN

